THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.21403 OF 2006

Date: 08th December 2006

Between:

1. M/s. Sri Sai KSP Graphics, H.No.2-5-4768,
   Opp: DEO Office, Adalath, Hanamkonda,
   Rep. By proprietor Kandagatla Satya Prakash,
   S/o K.Komuraiah, aged 32 years,
   Occ: business, r/o H.No.3-3-180, Enugulagada,
   Hanamkonda-506 011 and 3 others.

… Petitioners.

And

1. The Warangal Municipal Corporation,
   Rep. by its Commissioner, at Warangal
   and 2 others.

… Respondents.

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ORDER:

The writ petition is filed for a writ of Mandamus declaring action of the respondents in trying to dispossess and demolish petitioners' each commercial premises bearing H.Nos.2-5-4768 situated at Opp: D.E.O. Office, Adalath, Hanamkonda, Warangal District, without following procedure prescribed under Land Acquisition Act and without notice, as illegal, void and opposed to Articles 14, 19, 21 and 300-A of the Constitution of India and consequently direct the respondents not to take action against each petitioners' premises in question without due process of law and pass such other suitable orders.

2. Several factual details are narrated and it is stated that on 12.10.2006 the staff of the respondent corporation came to the petitioners place and marked the portions. It is stated that the respondents are not following due process of law before further proceeding with the demolition activity.

3. It is needless to say that the respondents are bound to follow due process of law before taking up further demolition activity.

4. In view of the same, the writ petition is disposed of directing the respondents not to resort to demolition activity relating to subject matter of the writ petition unless and until due process of law is followed. No costs.

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P.S.NARAYANA, J.

Date: 08th December 2006

BSB